

**Appl. No.** : **10/661,139**  
**Filed** : **September 12, 2003**

#### **REMARKS**

Applicants thank the Examiner for the indication of allowable subject matter. As requested, Claims 6, 8, 10 and 12 have been amended to add chemical structures of claimed compounds. Claims 34-37 have also been amended to added "or salt thereof" after "the compound." The amendments do not constitute addition of new matter.

Furthermore, Claims 13-33, 42 and 43 have been cancelled as being directed to a non-elected subject matter. Applicants reserve the right to file a divisional application on the non-elected subject matter. As a result, Claims 1-3, 5-12 and 35-37 are currently pending.

#### Rejections Under 35 U.S.C. §112, second paragraph

The Examiner rejected Claims 6, 8, 10 and 12 under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter of the invention. The amended Claims 6, 8, 10 and 12 now define claimed compounds by chemical structures. Accordingly, they are deemed properly allowable as they stand alone to define the invention. Applicants respectfully request that the Examiner withdraw the rejection of Claims 6, 8, 10 and 12.

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### CONCLUSION

In view of the foregoing amendments and comments, it is respectfully submitted that the present application is fully in condition for allowance, and such action is earnestly solicited.

The undersigned has made a good faith effort to respond to all of the objections in the case and to place the claims in condition for immediate allowance. Nevertheless, if any undeveloped issues remain or if any issues require clarification, the Examiner is respectfully requested to call the undersigned in order to resolve such issue promptly.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: \_\_\_\_\_

4/19/07

By: \_\_\_\_\_

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